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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION

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SKYLINE HOLDING GROUP,

Plaintiff,

v.

TOM SMITH and VICTOR VILCHEZ,

Defendants.

ORDER ADOPTING REPORT &  
RECOMMENDATION

Case No. 2:12-cv-258

District Judge David Nuffer

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Before the Court is the Report and Recommendation issued by United States Magistrate Judge Paul M. Warner issued on April 20, 2012, recommending that this Court: (1) grant Plaintiff Skyline Holding Group's Motion to Remand; and (2) deny Skyline's request for attorney fees, costs, and sanctions.

The parties were notified of their right to file objections to the Report and Recommendation within 14 days after receiving it. On May 4, 2012, the Court received objections from Defendants Tom Smith and Victor Vilchez.

Pursuant to 28 U.S.C. § 636(b) and Fed. R. Civ. P. 72(b)(3), the Court has reviewed de novo all materials, including Defendants' pro se objections, the record that was before the magistrate judge, and the reasoning set forth in the magistrate judge's Report and Recommendation. The Court agrees with the analysis and conclusion of the magistrate judge, and will adopt the Report and Recommendation. Accordingly,

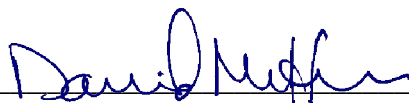
IT IS HEREBY ORDERED that the Report and Recommendation (docket no. 24) is ADOPTED.

IT IS FURTHER ORDERED that Plaintiff Skyline Holding Group's Motion to Remand (docket no. 8) is GRANTED.

IT IS FURTHER ORDERED that the above-captioned matter is REMANDED to the Third Judicial District Court, State of Utah, Salt Lake County for further proceedings.

Signed May 18, 2012.

BY THE COURT

  
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District Judge David Nuffer